

AMENDED IN SENATE APRIL 10, 2014
AMENDED IN SENATE MARCH 13, 2014

SENATE BILL

No. 965

Introduced by Senator Leno

February 10, 2014

An act to add Section 84750.6 to the Education Code, relating to community colleges, and declaring the urgency thereof, to take effect immediately.

LEGISLATIVE COUNSEL'S DIGEST

SB 965, as amended, Leno. Community colleges: funding: San Francisco Community College District.

Existing law establishes the California Community Colleges under the administration of the Board of Governors of the California Community Colleges. Existing law authorizes the establishment of community college districts under the administration of community college governing boards, and authorizes these districts to provide instruction at community college campuses throughout the state.

Existing law requires the board of governors to develop criteria and standards, in accordance with specified statewide minimum requirements, for the purposes of making the annual budget request for the California Community Colleges to the Governor and the Legislature and allocating state general apportionment revenues. Those statewide minimum requirements include, among other things, a requirement that the calculations of each community college district's revenue level for each fiscal year be based on specified criteria, with revenue adjustments being made for increases or decreases in full-time equivalent students and for other specified purposes.

This bill, for the 2014–15 fiscal year to the 2017–18 fiscal year, inclusive, would require the board of governors to provide the San Francisco Community College District with revenues, as specified, if, *on the effective date of this bill*, the community college district or a campus of the community college district ~~is~~ *was* in imminent jeopardy of losing its accreditation *and the board of governors has exercised its authority pursuant to specified provisions*.

This bill would make legislative findings and declarations as to the necessity of a special statute for the San Francisco Community College District.

This bill would declare that it is to take effect immediately as an urgency statute.

Vote: $\frac{2}{3}$. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 84750.6 is added to the Education Code,
2 to read:
3 84750.6. (a) Notwithstanding Section 84750.5, the board of
4 governors shall provide the San Francisco Community College
5 District with revenues, as specified in subdivision (b), ~~if the~~
6 ~~community college district or a campus of the community college~~
7 ~~district is in imminent jeopardy of losing its accreditation. if, on~~
8 ~~the effective date of this section, both of the following conditions~~
9 ~~are satisfied:~~
10 (1) *The community college district or a campus of the community*
11 *college district was in imminent jeopardy of losing its*
12 *accreditation.*
13 (2) *The board of governors has exercised its authority pursuant*
14 *to Section 84040 of this code and Section 58312 of Title 5 of the*
15 *California Code of Regulations.*
16 (b) If the number of full-time equivalent students (FTES) of the
17 community college district decreases from the number in the
18 2013–14 fiscal year, the board of governors shall provide revenues
19 to the community college district, as follows:
20 (1) For the 2014–15 fiscal year, an amount not less than the
21 total amount that was received by the community college district
22 for the attendance of FTES in the 2013–14 fiscal year.

1 (2) For the 2015–16 fiscal year, an amount not less than 95
2 percent of the total amount that was received by the community
3 college district for the attendance of FTES in the 2013–14 fiscal
4 year.

5 (3) For the 2016–17 fiscal year, an amount not less than 90
6 percent of the total amount that was received by the community
7 college district for the attendance of FTES in the 2013–14 fiscal
8 year.

9 (4) For the 2017–18 fiscal year, an amount not less than 85
10 percent of the total amount that was received by the community
11 college district for the attendance of FTES in the 2013–14 fiscal
12 year.

13 (c) The amounts calculated in paragraphs (1) to (4), inclusive,
14 of subdivision (b) shall be adjusted by the chancellor to reflect
15 cost-of-living adjustments, deficits in apportionments, or both, as
16 appropriate for the applicable fiscal years.

17 (d) Subdivision (b) shall only be used to determine the
18 apportionment funding to be allocated to the San Francisco
19 Community College District. In computing statewide entitlements
20 to funding based upon the attendance of FTES, the San Francisco
21 Community College District shall not be credited with more FTES
22 than were actually enrolled and in attendance.

23 (e) It is the intent of the Legislature that any amounts necessary
24 to make the apportionments required pursuant to subdivision (b)
25 be drawn from the state general apportionment revenues for
26 community college districts.

27 SEC. 2. The Legislature finds and declares that a special law
28 is necessary and that a general law cannot be made applicable
29 within the meaning of Section 16 of Article IV of the California
30 Constitution because of the unique accreditation and fiscal
31 challenges facing the San Francisco Community College District.

32 SEC. 3. This act is an urgency statute necessary for the
33 immediate preservation of the public peace, health, or safety within
34 the meaning of Article IV of the Constitution and shall go into
35 immediate effect. The facts constituting the necessity are:

36 The accreditation and fiscal problems facing the San Francisco
37 Community College District threaten its ability to preserve the
38 health and safety of its students and require an immediate response.

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